

8017-433.CRR.gp.388752 WEMMH PTO/5B/21 (09-04)
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TRANSMITTAL FORM
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Total Number of Pages in this Submission

Application Number	10/767,513
Filing Date	January 29, 2004
First Named Inventor	Peter K. Herman
Art Unit	1723
Examiner Name	Unknown
Attorney Docket Number	8017-433

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ENCLOSURES (check all that apply)

Fee Transmittal Form
 Fee Attached
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Amendment Response
 After Final
 Affidavits/declaration(s)

Extension of Time Request

Express Abandonment Request

Supplemental Information Disclosure Statement

Certified Copy of Priority Documents

Response to Missing Parts/Incomplete Application

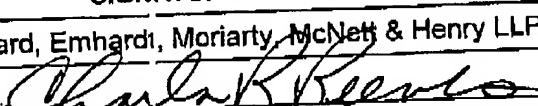
Response to Missing Parts under 37 CFR 1.52 or 1.53

Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert a Provisional Application
 Power of Attorney, Revocation, Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
 CD, Number of CD(s) _____
 Landscape Table on CD

After Allowance Communication to TC
 Appeal Communication to Board of Appeals and Interferences
 Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
 Proprietary Information
 Status Letter
 Return Receipt Postcard
 Other Enclosure(s) (please identify below): PTO Form SB08a

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

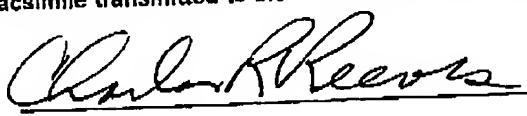
Firm Name	Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	
Printed Name	Charles R. Reeves
Date	February 17, 2006
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
 Peter K. Herman, et al.) Before the Examiner
 Application No. 10/767,513) Unknown
 Filed January 29, 2004) Group Art Unit
 LIQUID ADDITIVE SLOW-RELEASE) 1723
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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
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Sir:

1. List of All Patents, Publications, U.S. Applications, or Other Information

Pursuant to the provisions of 37 CFR 1.56, 1.97, and 1.98, Applicant requests consideration of the references listed on the attached PTO/SB/08 form(s) (commonly referred to as a PTO-1449 form) and/or the additional information identified below.

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Supplemental Information Disclosure Statement
 Serial No. 10/767,513

PAGE 2/6 * RCVD AT 2/17/2006 1:15:13 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/29 * DNI:2738300 * CSID:3176377561 * DURATION (mm:ss):04:54 * 8017-433

2. Enclosed Legible Copies

- a. A legible copy of each foreign patent document and publication listed on the PTO/SB/08 form is enclosed,
- i. except, a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior U.S. Patent Application Serial No. _____, filed _____ from which the present application claims priority under 35 U.S.C. §120.
- ii. except, a copy is not provided for each cumulative reference and enclosed reference identified below:
- b. A copy of the specification and drawings for each cited unpublished U.S. application.
- c. A copy of a Search Report or Written Opinion from a foreign patent office is also enclosed.
- d. Consideration of the enclosed additional and/or below discussed information is requested.

3. Concise Explanation of Relevance for Non-English Language Information

For each non-English language reference listed on the attached SB/08 form(s), reference is made to:

- 3a. an English language translation submitted herewith,
- 3b. foreign patent office Search Report (in the English language) submitted herewith,
- 3c. an English language translation of a foreign patent office Search Report submitted herewith,
- 3d. the concise explanation contained in the present application at page(s) ____,
- 3e. the concise explanation set forth in the attached English language abstract,
- 3f. a copy of a related patent publication (in the English language) cited herewith,

Foreign Patent Document	Corresponding English Language Patent Document

- 3g. the following concise explanation: ____.

Supplemental Information Disclosure Statement
Serial No. 10/767,513

4. Time for Filing

4a. This Information Disclosure Statement is submitted:

i. for U.S. national applications or national stage PCT applications (not including CPAs and RCEs), within 3 months of filing or entry into national stage; or

ii. for U.S. national applications, national stage PCT applications, CPAs or RCEs, before the first Office Action on the merits,

and thus no certification and/or fee is required.

4b. This information Disclosure Statement is submitted after three months from the filing date and after the first Office Action on the merits, but prior to the mailing date of a final Office Action or Notice of Allowance, and thus:

i. the statement specified in 37 CFR §1.97(e) is provided below, or

ii. a fee of \$____ (set forth in 37 CFR §1.17(p)) is enclosed.

4c. This Information Disclosure Statement is submitted after the mailing date of a final Office Action or Notice of Allowance and prior to payment of the issue fee, and thus:

i. the statement specified in 37 CFR §1.97(e) is provided below, and a fee of \$ (set forth in 37 CFR §1.17(p)) is enclosed, or

ii. a Request for Continued Examination (RCE) and fee of 37 CFR §1.17(e) has been filed.

4d. This Information Disclosure Statement is submitted after payment of the issue fee, and thus:

i. a Petition to Withdraw from Issue pursuant to 37 CFR §1.313(c)(2) has been filed, and

ii. a Request for Continued Examination (RCE) and fee of 37 CFR §1.17(e) has been filed.

5. Certification- Statement Under 37 CFR 1.97(e)

5a. It is hereby certified that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent

office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

- 5b. A copy of a dated communication from a foreign patent office which clearly shows the statement is being submitted within three (3) months of the date on the communication is enclosed.
- 5c. It is hereby certified that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b). It is believed that no additional fees are required. Should any other fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By 
Charles R. Reeves, Reg. No. 28,750
Woodard, Emhardt, Moriarty, McNett & Henry LLP
111 Monument Circle, Suite 3700
Indianapolis, Indiana 46204-5137
(317) 634-3456

WEMMH PTO/SB/08a (07-05)
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<p>Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.</p> <p>Substitute for form 1449A/PTO SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i></p>				Complete If Known	
<p>Sheet</p>		1	of	1	
				Application Number	10/767,513
				Filing Date	January 29, 2004
				First Named Inventor	Peter K. Herman
				Art Unit	1723
				Examiner Name	Unknown
				Attorney Docket No.	8017-433

Sheet 1 of 2

Substitute for form 1449A/PTO
**SUPPLEMENTAL
INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature **Considered** **REMARKS**
"EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinda Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

8017-433.CRR.qd.386742